Application No.: 09/840,733 Attorney Docket No. 06502.0614-03

REMARKS

In the Final Office Action, the Examiner rejected claims 5-11 on the ground of nonstatutory obviousness-type double patenting as being unpatentable over claims 1-7 of U.S. Patent No. 6,223,346 B1.¹ Although Applicant respectfully traverses the rejection, in an effort to expedite prosecution in this case, Applicant files concurrently herewith a Terminal Disclaimer. Accordingly, Applicant respectfully requests that the Examiner withdraw the rejection.

CONCLUSION

In view of the foregoing remarks, Applicant respectfully requests reconsideration and reexamination of this application and the timely allowance of the pending claims.

Please grant any extensions of time required to enter this response and charge any additional required fees to our deposit account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P.

Dated: August 2, 2006

Anthony J. Lombardi Reg. No. 53,232

¹ In the Office Action, the Examiner cites U.S. Patent No. 6,2<u>3</u>3,346. It appears that there is a typographical error in the patent number and the Examiner intended to cite U.S. Patent No. 6,2<u>2</u>3,346.